IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

FRIDAY, THE 28TH SEPTEMBER 2007 / 6TH ASWINA 1929

Crl.MC.No. 2862 of 2007()

AGAINST THE ORDER DATED 20/08/2007 IN CMP.6205/2007 IN CMP.6415/2007 of JUDL. MAGISTRATE OF FIRST CLASS COURT-II,NEYYATTINKARA

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PETITIONER:

BIJOY KUMAR SAHA, AGED 59 YEARS,
S/O.K.N.SAHA, RESIDING AT 18 MUKTHARAM BABU STREET
KOLKATTA- 700007.

BY ADV. SRI.NAIR AJAY KRISHNAN

RESPONDENTS:

STATE OF KERALA, REPRESENTED BY THE
DIRECTOR GENERAL OF PROSECUTION,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.GIKKU JACOB

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 28/09/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

Crl.M.C. No. 2862 OF 2007

Dated this the 27th day of September, 2007

ORDER

The learned counsel for the petitioner submits that the vehicles are not in any way necessary to be detained in custody. At worst, the State has suffered a loss of only Rs.29,000/- consequent to the utilisation of the stolen documents to facilitate transportation of the Santro cars in question in a trailer in question.

2. The learned Public Prosecutor shall take instructions and communicate to this Court specifically by 3 p.m. on 28/9/07 the amount which the State is alleged to have lost or is leviable as levy due on the transportation of the vehicles in question in the trailer in question. Such details must be made available by 3 p.m. on 28/9/07 failing which appropriate

directions shall be issued accepting the submissions of the learned counsel for the petitioner that the total stake involved for the State is only Rs.29,000/-.

(R. BASANT, JUDGE)

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